

## Attachment 5-3: PWC Contracts Award



JAMES A. NOYES, Director

### COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS

*"Enriching Lives"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
[www.ladpw.org](http://www.ladpw.org)

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

IN REPLY PLEASE  
REFER TO FILE: C-1

December 30, 2003

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

#### **AWARD OF PUBLIC WORKS CONSTRUCTION CONTRACTS SUPERVISORIAL DISTRICTS 2 AND 4 3 VOTES**

#### **IT IS RECOMMENDED THAT YOUR BOARD:**

Award and authorize the Director of Public Works or his designee to prepare the construction and maintenance services contracts in the form previously approved by County Counsel, execute the contracts, and establish the effective dates following receipt of approved Faithful Performance and Labor and Material bonds filed by the contractors for the following:

Project ID No. RDC0011416 - Carson Street Pedestrian Overcrossing at Long Beach City College, City of Long Beach (4), to PK Construction, in amount of \$215,405.70.

Project ID No. RMD3246027 - Parkway Tree Planting, MD 3, 2003/04, vicinity of Baldwin Hills (2), to International Environmental Corporation, in amount of \$94,495.88.

**PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

We are recommending that your Board award these construction and maintenance services contracts and authorize the Director of Public Works or his designee to execute the contracts and establish the effective contract dates following receipt of approved bonds and insurance filed by contractors for each of these projects.

The enclosure for each project includes the project description, the call for bids and bid opening dates, a tabulation of bids, and financial information. The certified record of receipt of bids and the original bid proposals for each project are also enclosed, including addenda to the contract specifications for Project ID No. RMD3246027.

The recommended construction and maintenance services contracts are necessary to execute Board-directed and approved Public Works projects in support of operational missions. Your Board's approval of the recommended contract awards and our subsequent execution of the contracts will ensure the timely completion of the projects.

**Implementation of Strategic Plan Goals**

The award of these construction and maintenance services contracts is consistent with the County Strategic Plan Goal of Service Excellence since these contracts will provide improved infrastructure to better serve the public.

**FISCAL IMPACT/FINANCING**

The enclosure for each project includes the amount of the recommended contract as compared with the engineer's estimate and the other bids received.

These projects are included in the 2003-04 Department of Public Works Budget. The enclosure for each project includes more detailed fiscal and financial information.

#### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

Recommended contract awards are to the lowest responsible bidders in accordance with the California Public Contract Code and your Board's directives.

On October 27, 1981, your Board adopted a program for the use of small Minority and Women-owned Businesses (MWBs) on Federal- and State-funded highway construction contracts. Companies meeting these requirements are certified by the State as Disadvantaged Business Enterprises (DBEs). An overall goal for subcontracting portions of the work to DBEs is established for each project. Contracts are recommended for award to the lowest responsible bidder who meets the goal or documents a good faith effort to do so in conformance with the program.

We have also developed an outreach program to encourage all qualified contractors to participate in the bidding and contracting process on our projects. Under this program, we place notices of upcoming bids in local and minority newspapers throughout the County. These notices indicate that copies of plans and specifications are available at specified libraries and the Public Works Headquarters building. This allows interested contractors to view the plans and specifications at convenient locations. We also provide telephone numbers (including one for Spanish-speaking contractors) to obtain further information on bidding and subcontracting opportunities.

To further increase contractor awareness of contracting opportunities with Public Works, each of these projects was listed on the County website for upcoming bids.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

As required by your Board, language has been incorporated into the project specifications stating that the contractor shall notify its employees, and shall require each subcontractor to notify its employees, that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

The contracts will be in the form previously approved by County Counsel. We will also review and approve the faithful performance and payment bonds filed by the contractors.

#### **ENVIRONMENTAL DOCUMENTATION**

Each of these projects was found to be categorically exempt from the provisions of the California Environmental Quality Act at the time your Board called for bids. The specifics of these findings are included in the enclosure for each project.

#### **CONTRACTING PROCESS**

The contracts were solicited on an open competitive basis in accordance with the provisions of the Public Contract Code.

The project specifications contain provisions requiring the contractor to report solicitations of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees.

Public Works has confirmed that all of the respective contractors are in compliance with the County's Child Support Compliance Program and the requirements of the Contractor Employee Jury Service Program. In addition, the contracts will include language requiring compliance with the Newborn Abandonment Law (Safely Surrendered Baby Law).

The project specifications also contain a provision that, should the contractor require additional or replacement personnel to fill employment openings, consideration shall be given to hiring qualified participants in the County's Greater Avenues for Independence or General Relief Opportunities for Work Programs.

To ensure that the contracts are awarded to responsible contractors with satisfactory performance histories, bidders are required to report violations of the False Claims Act, their civil litigation history, and information regarding prior criminal convictions. The information reported by all of the respective contractors was considered before making this recommendation to approve execution of the contracts.

AWARD OF CONTRACT  
December 30, 2003

PROJECT ID NO. RDC0011416, CARSON STREET PEDESTRIAN OVERCROSSING  
AT LONG BEACH CITY COLLEGE (City of Long Beach), Supervisorial District 4

TYPE OF WORK: Seismic retrofitting of the Carson Street Pedestrian Overcrossing  
bridge at Long Beach City College.

CALL FOR BIDS DATE: November 4, 2003 (Synopsis 56)

BID OPENING DATE: December 2, 2003

BID SUMMARY:

Low +*PK Construction	\$215,405.70
2126 North Fair Oaks Avenue	
Altadena, California 91001	
(626) 794-0800	
2 Giffith Company	\$239,195.60
3 *4-Con Engineering, Inc.	\$268,796.50
4 Dalaj International Corp.	\$269,261.00
5 Allied Building Contractors, Inc.	\$272,062.00
6 GB Cooke, Inc.	\$277,692.08
7 Excel Paving Company	\$307,279.10
8 PPC Construction, Inc.	\$290,929.00
9 T. T. Polich & Associates	\$294,272.44
10 Metro Builders & Engineers Group, Inc.	\$366,813.36

\*MWBE  
+SBE

FINANCIAL INFORMATION:

Amount of estimate	\$199,338.24
Amount of recommended contract	\$215,405.70
Amount of recommended contract above estimate	\$ 16,067.46

The amount of the recommended contract is 8 percent above the estimate.

The project will be administered under the State Seismic Safety Retrofit Program as a Federal-Aid Project covered by Agreement 71078 with the State of California. Under this program, the entire cost of the project will be financed with Federal and State funds. This project is included in the Fiscal Year 2003-04 Road Fund Budget.

**MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:**

PK Construction, an MBE, has no MWBE subcontractors/suppliers under this contract, yielding a proposed DBE participation of 100 percent. This contract has a Federal DBE goal of 9 percent.

**ENVIRONMENTAL IMPACT:**

This project is categorically exempt pursuant to Class 1, Subsection (x)(11), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

**CONSTRUCTION SCHEDULE:**

The contract specifications require the work to be completed in 40 working days. It is estimated that the work will start in March and be completed in April 2004.

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AWARD OF CONTRACT  
December 30, 2003

PROJECT ID NO. RMD3246027, PARKWAY TREE PLANTING MD 3, 2003/04  
(in the vicinity of Baldwin Hills), Supervisorial District 2

TYPE OF WORK: Planting of parkway trees.

CALL FOR BIDS DATE: November 4, 2003 (Synopsis 56)

BID OPENING DATE: December 2, 2003

BID SUMMARY:

Low	*International Environmental Corporation P.O. Box 4218 Panorama City, California 91412 (818) 892-9341	\$ 94,495.88
2	*Azteca Landscape	\$101,280.00
3	Reyco, Smith and Reynolds	\$103,550.00
4	Pierre Sprinker and Landscape	\$105,860.00
5	Tropical Creations, Inc.	\$108,969.00
6	Travers Tree Service, Inc.	\$117,845.00
7	Marina Landscape, Inc.	\$121,800.00
8	*ABC Lawn Sprinkler, Co. Inc.	\$136,496.00
9	American Landscape, Inc.	\$145,586.50
10	West Coast Arborists, Inc.	\$189,225.00
11	*Ryco Construction, Inc.	\$315,400.00

\*MWBE

FINANCIAL INFORMATION:

Amount of estimate	\$123,225.00
Amount of recommended contract	\$ 94,495.88
Amount of recommended contract below estimate	\$ 28,729.12

The amount of the recommended contract is 23 percent below the estimate.

This project is included in the 2003-04 Road Fund Budget.